

## Message Text

PAGE 01 STATE 076450  
ORIGIN COME-00

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COMM/NOAA/NMFS:HBEASLEY 634-7257  
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STATE-OES/ENP:CSANDERS 632-9169  
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FM SECSTATE WASHDC  
TO AMEMBASSY LONDON IMMEDIATE

UNCLAS STATE 076450

E.O. 11652: N/A

TAGS: EFIS, SENV, IWC, UK

SUBJECT: CHANGES TO DRAFT AGENDA OF 29TH ANNUAL IWC  
MEETING

1. EMBASSY IS REQUESTED TO PASS LETTER BELOW FROM  
DR. ROBERT M. WHITE, US COMMISSIONER, IWC TO DR. RAY  
GAMBELL, SECRETARY TO THE COMMISSION, INTERNATIONAL  
WHALING COMMISSION, STATION ROAD, HISTON, CAMBRIDGE,  
CB44NP. LETTER IS IN RESPONSE TO DR. GAMBELL'S LETTER  
OF MARCH 11, 1977 (REFERENCE: RG/PRP/663) TO IWC  
COMMISSIONERS, AND SHOULD BE RECEIVED BY DR. GAMBELL  
BY APRIL 7.

2. BEGIN LETTER: DEAR RAY,  
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WE HAVE REVIEWED THE DRAFT AGENDA WHICH YOU PREPARED AND  
HAVE A NUMBER OF REQUESTS FOR CHANGES. WE WOULD ALSO  
LIKE TO MAKE SURE THAT THE ANNOTATIONS WHICH YOU WILL  
PROVIDE FOR THE FIRST TIME WILL NOT LIMIT DISCUSSION AT  
THE MEETING. IF A SPECIFIC POINT NEEDING DISCUSSION UNDER  
A CERTAIN AGENDA ITEM ARISES AT THE MEETING, WE SHOULD BE  
ABLE TO DISCUSS IT WHETHER IT WAS MENTIONED IN THE  
ANNOTATION OR NOT. WE EXPECT THAT THE ANNOTATIONS, WHICH  
WE WILL HAVE FOR THE FIRST TIME THIS YEAR, WILL NOT LIMIT  
THE SUBJECTS TO BE DISCUSSED UNDER AN AGENDA ITEM.

3. (BEGIN UNDERLINE) WE PROPOSE TO ADD THREE NEW AGENDA ITEMS. (END UNDERLINE) SINCE WE ARE PROPOSING THEM, WE HAVE ALSO PREPARED A SHORT ANNOTATION TO EXPLAIN THE REASON FOR ADDING THE ITEM. THE THREE ITEMS FOLLOW:

A. NEW ITEM I. THIS ITEM SHOULD FOLLOW ITEM 4.

"ADMISSION OF THE PRESS AND OBSERVERS TO PLENARY AND TECHNICAL COMMITTEE -- PROVISION FOR AMENDMENT OF RULE III AND IV OF THE RULES OF PROCEDURE"

"RULE III

"ANY GOVERNMENT NOT A PARTY TO THE CONVENTION, AND (BEGIN UNDERLINE) NATIONAL (END UNDERLINE) OR INTERNATIONAL ORGANIZATION (BEGIN UNDERLINE) INTERESTED IN THE CONSERVATION OF WHALES OR IN WHALING OR THE PRESS (END UNDERLINE) MAY BE REPRESENTED AT MEETINGS OF THE COMMISSION BY AN OBSERVER OR OBSERVERS, IF SUCH NONPARTY GOVERNMENT, ORGANIZATION OR PRESS REPRESENTATIVE HAS PREVIOUSLY ATTENDED ANY MEETING OR IF IT SUBMITS ITS REQUEST IN WRITING TO THE COMMISSION 30 DAYS PRIOR TO THE MEETING AND THE COMMISSION ISSUES AN INVITATION WITH RESPECT TO SUCH REQUEST.

"RULE IV

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"THE COMMISSION MAY INVITE OR ACCEPT A REQUEST FOR AN INVITATION FROM ANY GOVERNMENT NOT A PARTY TO THE CONVENTION, ANY (BEGIN UNDERLINE) NATIONAL (END UNDERLINE) OR INTERNATIONAL ORGANIZATION, (BEGIN UNDERLINE) OR THE PRESS (END UNDERLINE) TO BE REPRESENTED AT MEETINGS OF THE COMMISSION BY AN OBSERVER OR OBSERVERS. (BEGIN UNDERLINE) ALL ACCREDITED OBSERVERS REPRESENTING SUCH ORGANIZATIONS OR THE PRESS MAY ATTEND MEETINGS OF THE PLENARY AND THE TECHNICAL COMMITTEE. OBSERVERS MAY ATTEND MEETINGS OF OTHER COMMITTEES AS AGREED BY THOSE COMMITTEES." (END UNDERLINE)

SUGGESTED ANNOTATION

"THE PUBLIC INTEREST AND ADEQUATE PUBLIC UNDERSTANDING OF THE WORK OF THE IWC WOULD BE BEST SERVED BY ACCURATE, FIRST-HAND INFORMATION, FACILITATED BY DELIBERATIONS OPEN TO THE PRESS AND OBSERVERS FROM INTERESTED ORGANIZATIONS."

B. NEW ITEM II. "REVIEW OF SCIENTIFIC PERMITS -- PROPOSED AMENDMENT TO RULE XVIII OF THE RULES OF PROCEDURE"

"(A) REPORT OF THE SCIENTIFIC COMMITTEE

(B) ACTION ARISING"

"RULE XVIII (THIRD PARAGRAPH)

"THE SCIENTIFIC COMMITTEE SHALL REVIEW THE CURRENT SCIENTIFIC AND STATISTICAL INFORMATION WITH RESPECT TO WHALES AND WHALING, SHALL REVIEW CURRENT SCIENTIFIC RESEARCH PROGRAMMES OF GOVERNMENTS, OTHER INTERNATIONAL ORGANIZATIONS OR OF PRIVATE ORGANIZATIONS, (BEGIN UNDERLINE) SHALL REVIEW SCIENTIFIC PERMIT APPLICATIONS WHICH CONTRACTING GOVERNMENTS PROPOSE TO ISSUE TO THEIR UNCLASSIFIED

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NATIONALS, (END UNDERLINE) SHALL CONSIDER SUCH ADDITIONAL MATTERS AS MAY BE REFERRED TO IT BY THE COMMISSION OR BY THE CHAIRMAN OF THE COMMISSION AND SHALL SUBMIT REPORTS AND RECOMMENDATIONS TO THE COMMISSION."

(NOTE: THE UNDERLINED WORDS IN THE RULES OF PROCEDURE QUOTED ABOVE ARE THE NEW WORDS WHICH HAVE BEEN ADDED.)

SUGGESTED ANNOTATION

"IT IS APPROPRIATE FOR THE SCIENTIFIC COMMITTEE TO REVIEW PROPOSED PERMITS PRIOR TO THEIR ISSUANCE IN ORDER (1) TO ASSURE MAXIMUM COORDINATION AMONG NATIONS CONDUCTING RESEARCH (2) TO ALLOW FOR THE POSSIBILITY OF COLLABORATION AMONG SCIENTISTS (3) TO RECOGNIZE AND ASSURE VALIDITY AND UTILITY OF THE PROPOSED RESEARCH, AND (4) TO ASSURE THAT SUCH PERMITS WILL NOT ADVERSELY AFFECT THE CONSERVATION OF WHALE STOCKS."

C. NEW ITEM III. "REQUIREMENT FOR COLLECTION OF BIOLOGICAL DATA"

"(A) REPORT OF SCIENTIFIC COMMITTEE

"(B) ACTION ARISING

"(C) CHANGE IN PARAGRAPH 21 OF THE SCHEDULE WOULD BE NECESSARY."

SUGGESTED ANNOTATION

"ANALYSIS OF STATUS OF STOCKS IS LARGELY DEPENDENT UPON BIOLOGICAL MATERIAL SUCH AS GONADS, TEETH AND EAR PLUGS, WHICH HAVE BEEN COLLECTED FROM WHALES KILLED IN COMMERCIAL WHALING OPERATIONS- THEREFORE, IT IS PROPOSED THAT NATIONS TAKING WHALES BE REQUIRED TO COLLECT THE NEEDED BIOLOGICAL MATERIAL."

4. WE WOULD ALSO LIKE TO PROPOSE THE FOLLOWING ADDITIONS UNCLASSIFIED

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TO ITEMS ON THE DRAFT AGENDA.

A. WE REQUEST THAT ITEM 11 BE CHANGED TO READ AS FOLLOWS:

"REPORTING REQUIREMENTS FOR 'SMALL-TYPE WHALING OPERATIONS, OTHER DIRECTED FISHERIES FOR SMALL CETACEANS AND POSSIBLY FISHERIES INVOLVING INCIDENTAL TAKE OF CETACEANS." WE WILL SEEK AMENDMENTS TO SCHEDULE PARAGRAPHS TO REQUIRE COLLECTION AND REPORTING OF DATA CONCERNING ALL DIRECT CATCHES OF SMALL CETACEANS. WE WILL ALSO SEEK TO ENCOURAGE ALL MEMBER NATIONS TO REPORT INCIDENTAL TAKE OF SMALL CETACEANS TO THE EXTENT POSSIBLE.

B. WE WOULD LIKE TO SEE ITEM 12 CITE THE REPORT OF SUBCOMMITTEE ON SMALL CETACEANS WHICH MET LAST YEAR. THE RECOMMENDATIONS OF THAT SUBCOMMITTEE SHOULD BE REEXAMINED AND ACTED UPON, AS APPROPRIATE.

C. WE REQUEST THAT THE WORDING OF ITEM 15 BE CHANGED TO READ AS FOLLOWS: "ADHERENCE OF NON-MEMBER WHALING AND OTHER COUNTRIES TO THE CONVENTION." WE WOULD ALSO SUGGEST THE FOLLOWING ADDITION TO THE ANNOTATION: "SINCE WHALES INHABIT THE OPEN OCEANS, ALL NATIONS WITH AN INTEREST IN CONSERVING THESE ANIMALS SHOULD BE ENCOURAGED TO JOIN THE IWC."

D. WE WOULD SUGGEST THE FOLLOWING ANNOTATION FOR ITEM 16: "AT THE BERNE CONFERENCE, IT WAS UNANIMOUSLY AGREED THAT FIN AND SEI WHALES SHOULD BE LISTED ON APPENDICES I AND II OF THE CONVENTION IN ORDER TO COMPLEMENT ACTION TAKEN BY THE IWC. DUE TO A CLERICAL ERROR, A CONFUSION AROSE AS TO EXACTLY WHICH STOCKS OF EACH SPECIES WERE TO BE ON WHICH APPENDIX. THEREFORE, THE SECRETARY CORRECTED THE CLERICAL ERROR AND GAVE THE PARTIES TO THE CONVENTION AN ADDITIONAL 90 DAYS IN WHICH TO PLACE RESERVATIONS TO THE CORRECTED LISTINGS."  
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E. WE PROPOSE AN ADDITIONAL SUB-ITEM TO ITEM 18 AND A SUGGESTED ANNOTATION FOR THAT SUB-ITEM AS FOLLOWS:

"(E) REPORT ON THE MEETINGS OF THE INTER-AMERICAN TROPICAL TUNA COMMISSION, OCTOBER 1976 AND JUNE 1977."  
ROPICAL TUNA COMMISSION, OCTOBER 1976 AND JUNE 19/"

SUGGESTED ANNOTATION

AT THE OCTOBER 1976 MEETING, IATTC CONSIDERED THE ISSUE OF PORPOISE TAKEN IN TUNA PURSE-SEINES. THE PURPOSE OF THE JUNE 1977 MEETING IS TO CONSIDER IN WHAT SPECIFIC WAYS IATTC SHOULD BECOME INVOLVED IN SCIENTIFIC RESEARCH RELATED TO PORPOISE AS WELL AS WHAT PRACTICAL MEASURES COULD BE ADOPTED BY THE IATTC ON PORPOISE CONSERVATION.

F. WE REQUEST ADDITION OF THREE SUB-ITEMS TO ITEM 19 AND SUGGESTED ANNOTATIONS FOR EACH AS FOLLOWS:

"(C) APPLICATION OF OBSERVER SCHEME TO SMALL-TYPE WHALING (CHANGES MAY REQUIRE AMENDMENT TO THE SCHEDULE, PARAGRAPHS 18 AND 20)."

SUGGESTED ANNOTATION

"THE COMMISSION SHOULD EXPLORE POSSIBLE WAYS OF OBSERVING THE COMPLIANCE BY NATION WITH IWC REGULATIONS INCLUDING INSPECTION FOR SMALL WHALES, E.G. MINKE WHALES IN THE NORTH ATLANTIC AND NORTH PACIFIC."

"(D) SOUTHERN HEMISPHERE LAND STATION AGREEMENT."

SUGGESTED ANNOTATION

"SINCE SOME DIFFICULTIES HAVE BEEN EXPERIENCED IN IMPLEMENTING THIS AGREEMENT, THE COMMISSION SHOULD UNCLASSIFIED

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RECEIVE REPORTS FROM THE COUNTRY INVOLVED AND BE PREPARED TO DISCUSS IMPLEMENTATION OF PARAGRAPH 18(C) OF THE SCHEDULE."

"(E) CONSIDERATION OF THE INTERNATIONAL OBSERVER SCHEME IN LIGHT OF POSSIBLE INCLUSIONS OF ADDITIONAL RESPONSIBILITIES FOR OBSERVERS (CHANGES IN PARAGRAPH 18 OF THE SCHEDULE MAY BE NECESSARY.)"

SUGGESTED ANNOTATION

"IT MAY BE APPROPRIATE FOR IWC OBSERVERS TO PERFORM ADDITIONAL FUNCTIONS UNDER THE SCHEME. THE COMMISSION SHOULD BE PREPARED TO DISCUSS THE SCHEME AND THE DESIRABILITY OF INCLUDING COLLECTION OF SPECIMEN MATERIAL, INFORMATION RELATING TO HUMANENESS OF KILL AND OTHER APPROPRIATE INFORMATION."

G. ON ITEM 20 WE SUGGEST THAT THE COMMISSION'S DECISION TO REQUEST REPORTS ON FINES LEVIED FOR INFRACTIONS BE PROVIDED FOR EITHER IN AN ANNOTATION OR BY ADDING THE FOLLOWING:

"(A) REPORTS OF CONTRACTING GOVERNMENTS

"(B) ACTION ARISING."

WE WOULD ALSO SUGGEST ADDING A THIRD SUB-ITEM TO PROVIDE FOR A REVIEW OF THE METHODS UTILIZED BY THE INFRACTIONS COMMITTEE. WE PROPOSE THE FOLLOWING: "(C) CRITERIA AND METHODOLOGY UTILIZED BY THE INFRACTION COMMITTEE."

H. WE PROPOSE TO MODIFY ITEM 21 TO READ AS FOLLOWS:  
"REPORTING REQUIREMENTS AND OTHER CONSIDERATIONS."

I. ITEM 21. MODIFY TO READ:  
"REPORTING REQUIREMENTS AND OTHER CONSIDERATIONS WITH  
RESPECT TO HUMANE KILLING."  
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ADD SUB-ITEM AS FOLLOWS:  
"(B) REQUIRE REPORTS FROM MEMBER COUNTRIES AS FOLLOWS:  
1) NUMBER OF HARPOONS USED TO KILL EACH WHALE BROUGHT  
IN BY COMMERCIAL OPERATIONS AND NATIVES, AND 2) NUMBER  
STRUCK BUT LOST BY NATIVE PEOPLES."

"(C) INFORMATION TO BE COLLECTED AS POSSIBLE, INCLUDING  
1) TIME TO DEATH, AND 2) CONSISTENCY OF FORCE GENERATED."

SINCERELY, ROBERT M. WHITE, US COMMISSIONER. END LETTER

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## Message Attributes

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